

LEGISLATURE OF NEBRASKA

ONE HUNDRED FIRST LEGISLATURE

SECOND SESSION

LEGISLATIVE BILL 987

Introduced by Krist, 10; Avery, 28; Christensen, 44; Coash, 27;
Hadley, 37; Howard, 9; Lautenbaugh, 18; McGill, 26;
Nelson, 6; Pankonin, 2; Pirsch, 4; Price, 3; Rogert,
16; Schilz, 47.

Read first time January 19, 2010

Committee: Government, Military and Veterans Affairs

A BILL

1 FOR AN ACT relating to veterans; to amend section 71-7611, Reissue
2 Revised Statutes of Nebraska; to provide for a study
3 of lung cancer in veterans; to provide duties for
4 the Department of Veterans' Affairs; to provide for a
5 transfer of funds; and to repeal the original section.
6 Be it enacted by the people of the State of Nebraska,

1 Section 1. The Department of Veterans' Affairs shall
2 contract with the University of Nebraska Medical Center Eppley
3 Institute for Research in Cancer and Allied Diseases for a clinical
4 study validating diagnostic technology for the early detection of
5 lung cancer using an inexpensive, noninvasive test. The department
6 shall ensure that the institute conducts a longitudinal study of up
7 to five hundred veterans living in Nebraska. The department shall
8 administer the study in coordination with the institute and shall
9 report the results to the Legislature no later than July 1, 2011.

10 Sec. 2. Section 71-7611, Reissue Revised Statutes of
11 Nebraska, is amended to read:

12 71-7611 (1) The Nebraska Health Care Cash Fund is
13 created. The State Treasurer shall transfer (a) fifty-six million
14 one hundred thousand dollars no later than July 15, 2009, and (b)
15 fifty-nine million seven hundred fifty thousand dollars no later
16 than July 30, 2010, and (c) fifty-nine million one hundred thousand
17 dollars beginning July 15, 2010, 2011, and annually thereafter no
18 later than July 15 from the Nebraska Medicaid Intergovernmental
19 Trust Fund and the Nebraska Tobacco Settlement Trust Fund to the
20 Nebraska Health Care Cash Fund, except that such amount shall be
21 reduced by the amount of the unobligated balance in the Nebraska
22 Health Care Cash Fund at the time the transfer is made. The state
23 investment officer upon consultation with the Nebraska Investment
24 Council shall advise the State Treasurer on the amounts to be
25 transferred from the Nebraska Medicaid Intergovernmental Trust Fund

1 and from the Nebraska Tobacco Settlement Trust Fund under this
2 section in order to sustain such transfers in perpetuity. The state
3 investment officer shall report to the Legislature on or before
4 October 1 of every even-numbered year on the sustainability of
5 such transfers. Except as otherwise provided by law, no more than
6 the amount specified in this subsection may be appropriated or
7 transferred from the Nebraska Health Care Cash Fund in any fiscal
8 year.

9 (2) Any money in the Nebraska Health Care Cash Fund
10 available for investment shall be invested by the state investment
11 officer pursuant to the Nebraska Capital Expansion Act and the
12 Nebraska State Funds Investment Act.

13 (3) One million dollars in the Nebraska Health Care
14 Cash Fund shall be transferred each year to the Autism Treatment
15 Program Cash Fund for five fiscal years beginning on a date
16 determined by the Department of Health and Human Services but no
17 later than ninety days after a waiver under section 68-966 has
18 been approved and shall be distributed with matching private funds
19 from the Autism Treatment Program Cash Fund and matching funds
20 from Title XIX of the federal Social Security Act in each fiscal
21 year as follows: (a) First, to the Department of Health and Human
22 Services for costs related to application, implementation, and
23 administration of a waiver pursuant to section 68-966; (b) second,
24 to the department for other medical costs for children who would
25 not otherwise qualify for medicaid except for the waiver; and (c)

1 third, the balance to fund services pursuant to the waiver.

2 (4) The University of Nebraska and postsecondary
3 educational institutions having colleges of medicine in Nebraska
4 and their affiliated research hospitals in Nebraska, as a condition
5 of receiving any funds appropriated or transferred from the
6 Nebraska Health Care Cash Fund, shall not discriminate against any
7 person on the basis of sexual orientation.

8 (5) The State Treasurer shall transfer two hundred
9 thousand dollars from the Nebraska Health Care Cash Fund to the
10 University of Nebraska Medical Center Cash Fund for the Nebraska
11 Regional Poison Center within fifteen days after each July 1.

12 (6) Beginning on July 1, 2010, the State Treasurer shall
13 transfer three million dollars annually no later than July 15 of
14 each year from the Nebraska Health Care Cash Fund to the Tobacco
15 Prevention and Control Cash Fund.

16 (7) The State Treasurer shall transfer five hundred
17 thousand dollars annually no later than July 15 of each year from
18 the Nebraska Health Care Cash Fund to the Stem Cell Research Cash
19 Fund.

20 (8) The State Treasurer shall transfer six hundred fifty
21 thousand dollars no later than August 1, 2010, from the Nebraska
22 Health Care Cash Fund to the Department of Veterans' Affairs to
23 contract for the study required in section 1 of this act. Any
24 unexpended or unencumbered balance remaining on July 1, 2011, shall
25 revert to the Nebraska Health Care Cash Fund.

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1 Sec. 3. Original section 71-7611, Reissue Revised
2 Statutes of Nebraska, is repealed.